HVN

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

NOTICE OF MOTION NO. 181 OF 2006
IN
INCOME TAX APPEAL (L) NO. 92 OF 2006

The Commissioner of Income Tax ... Appellant

Versus

M/s. E. Merck (India) Ltd. ... Respondent

Mr. A.D. Kango for the Appellant.

Mr. S.J. Mehta for the Respondent.

CORAM: F.I. REBELLO &
J.P. DEVADHAR, JJ.
DATED: SEPTEMBER 18, 2007

P.C.:

. There is delay of 535 days. There is affidavit in support of the motion. The order was received by Commissioner of Income Tax - VI on 05.04.2004. Scrutiny report was called for only on 30.07.2004. The file was forwarded to the Ministry of law on 12.08.2004. The appeal was filed only on 19.01.2006. There is no explanation for the said delay. In our opinion, the cause shown would not amount to sufficient cause. Hence, motion dismissed.

(J.P. DEVADHAR, J.) **(F.I.REBELLO, J.)**